H. R. 372

To include in St. Marks National Wildlife Refuge, Florida, the land and facilities comprising St. Marks lighthouse.

IN THE HOUSE OF REPRESENTATIVES

January 26, 2005

Mr. BOYD introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To include in St. Marks National Wildlife Refuge, Florida, the land and facilities comprising St. Marks lighthouse.

- 1 Be it enacted by the Senate and House of Representa-
- 2 tives of the United States of America in Congress assembled,
- 3 SECTION 1. INCLUSION OF LIGHTHOUSE IN ST. MARKS NA-
- 4 TIONAL WILDLIFE REFUGE, FLORIDA.
- 5 (a) REVOCATION OF EXECUTIVE ORDER DATED NO-
- 6 VEMBER 12, 1838.—Any reservation of public land de-
- 7 scribed in subsection (b) for lighthouse purposes by the
- 8 Executive Order dated November 12, 1838, as amended

- 1 by Public Land Order 5655, dated January 9, 1979, is
- 2 revoked.
- 3 (b) Description of Land.—The public land re-
- 4 ferred to in subsection (a) consists of approximately 8
- 5 acres within the external boundaries of St. Marks National
- 6 Wildlife Refuge in Wakulla County, Florida, that is east
- 7 of the Tallahassee Meridian, Florida, in Township 5
- 8 South, Range 1 East, Section 1 (fractional) and con-
- 9 taining all that remaining portion of the unsurveyed frac-
- 10 tional section, more particularly described as follows: A
- 11 parcel of land, including submerged areas, beginning at
- 12 a point which marks the center of the light structure,
- 13 thence due North (magnetic) a distance of 350 feet to the
- 14 point of beginning a strip of land 500 feet in width, the
- 15 axial centerline of which runs from the point of beginning
- 16 due South (magnetic) a distance of 700 feet, more or less,
- 17 to the shoreline of Apalachee Bay, comprising 8.0 acres,
- 18 more or less, as shown on plat dated January 2, 1902,
- 19 by Office of L. H. Engineers, 7th and 8th District, Mobile,
- 20 Alabama.
- 21 (c) Transfer of Administrative Jurisdic-
- 22 Tion.—Subject to subsection (e), administrative jurisdic-
- 23 tion over the public land described in subsection (b), and
- 24 over all improvements, structures, and fixtures located
- 25 thereon, is transferred from the department in which the

1	Coast Guard is operating to the Secretary of the Interior,
2	without reimbursement.
3	(d) Inclusion in Refuge.—
4	(1) Inclusion.—The public land described in
5	subsection (b) shall be part of St. Marks National
6	Wildlife Refuge.
7	(2) Administration.—Subject to subsection
8	(e), the Secretary of the Interior shall administer the
9	public land described in subsection (b)—
10	(A) through the Director United States
11	Fish and Wildlife Service; and
12	(B) in accordance with the National Wild-
13	life Refuge System Administration Act of 1966
14	(16 U.S.C. 668dd et seq.) and such other laws
15	as apply to Federal real property under the sole
16	jurisdiction of the United States Fish and Wild-
17	life Service.
18	(e) Maintenance of Navigation Functions.—
19	The transfer under subsection (c), and the administration
20	of the public land described in subsection (b), shall be sub-
21	ject to such conditions and restrictions as the Secretary
22	of Homeland Security considers necessary to ensure
23	that—
24	(1) the Federal aids to navigation located at St.
25	Marks National Wildlife Refuge continue to be oper-

- ated and maintained by the Coast Guard for as long
 as they are needed for navigational purposes;
 - (2) the Coast Guard may remove, replace, or install any Federal aid to navigation at the St.

 Marks National Wildlife Refuge as may be necessary for navigational purposes;
 - (3) the United States Fish and Wildlife Service will not interfere or allow interference in any manner with any Federal aid to navigation, nor hinder activities required for the operation and maintenance of any Federal aid to navigation, without express written approval by the Secretary of Homeland Security; and
 - (4) the Coast Guard may, at any time, enter the St. Marks National Wildlife Refuge, without notice, for purposes of operating, maintaining, and inspecting any Federal aid to navigation and ensuring compliance with this subsection, to the extent that it is not possible to provide advance notice.

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